

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska Public Service) Application No. C-3345/NUSF-42/PI-
Commission, on its own motion, seeking to) 93
investigate Qwest's Switched Access)
Charge Rates.)
) Filed: April 18, 2005

MOTION FOR PROCEDURAL CONFERENCE

Qwest Corporation hereby moves and requests that the Nebraska Public Service Commission ("Commission") hold a procedural conference prior to conducting any oral argument on the Commission's *sua sponte* Motion filed April 18, 2005 and, pursuant to the Commission's May 4, 2005 order, set for hearing on for May 12, 2005. In its Motion, the Commission requests interim relief pending the Commission's investigation of Qwest's Switched Access Charge Rates.

Given the lack of rules, regulations or other statutory authority for the Commission's Motion or the interim relief demanded by the Commission, Qwest believes a procedural conference would be appropriate and beneficial for all parties to, among other things, identify the procedure for the May 12, 2005 hearing.

In support of this Motion, the Department states as follows:

1. On December 20, 2004, Qwest filed a tariff amendment to, inter alia, increase its switched access charge rates.
2. Effective January 1, 2005, Qwest increased its switched access rates by a catalog filing pursuant to Nebraska law (CITE).
3. The Commission has opened an investigation to review the access rates.
4. Qwest and intervenors to the Docket agreed to a suspension of the 60-day rule for a hearing to be held on the matter, not knowing that the

Commission would sua sponte seek to suspend the tariff without the notice and hearing required under Nebraska law.

5. Qwest requests the opportunity to discuss the agenda and procedure for the hearing and the Commission's Motion prior to any "oral argument" on a Motion which could substantially divest Qwest of its rights.

Dated this 6th Day of May, 2005

Respectfully Submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Motion for Interim Relief Pending Investigation was mailed on May 6, 2005, by United States Mail postage prepaid to:

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